SINGLE BENCH

003

IN THE HIGH COURT OF JUDICATURE AT BILASPUR

CHHATTISGARH

W.P. NO. 263 /2006

PETITIONER : S.K. Sainik,
S/o. Shivbrat Lal Sainik
Aged about 62 years,
Retired Assistant Engineer
R/o. infront of Bus Stand,
P.O. Bemetara,
District -Durg (C.G.)

P.R. No. 266/1
Presented by Shri Durg
dated 17/1/06

VERSUS

RESPONDENTS :
1. State of Chhattisgarh
Through Secretary
Water Resource Management
D.K.S. Bhawan, Raipur (C.G.)
2. Accountant General, Chhattisgarh
New Bus Stand,
Pagaria Complex, Raipur (C.G.)
3. Executive Engineer,
Water Resources Division
Rajnandgaon (C.G.)

RECEIVED-COPY
17/1/06
CLERK to A. G. BILASPUR

OATH COMMISSIONER
APARNA MALVIYA
CG-2073/06
17/01/06
Bilaspur (Chhattisgarh)

WRIT PETITION UNDER ARTICLE 226/227 OF CONSTITUTION OF INDIA

1. **PARTICULARS OF THE PETITIONER**

As set-out in the cause title above.

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक WP 263/06 **सन्** 200

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

18-1-2006

Shri Ramakant Pandey, Advocate, for the petitioner.

Shri A.S. Kachhawaha, Dy. Govt. Advocate for the State/ respondents.

Heard.

By this petition under Article 226/227 of the Constitution of India, the petitioner has prayed for payment of G.P.F. amount. Counsel for the petitioner submits that the petitioner was appointed as Overseer on 30-7-1965 in the office of Executive Engineer, Hasdeo Dam Division Darri Korba. He further submits that the petitioner retired on 31-8-2003. Counsel for the petitioner submitted that although the Executive Engineer, Water Resources Division, Rajnandgaon/ respondent no. 3 has submitted the relevant papers of G.P.F. account to the Accountant General office on 29-7-2003, payment has not been made to the petitioner. He further submits that the petitioner also submitted representation and various reminders. As per Annexure P-5 dated 12-9-2005, the petitioner was asked to submit an affidavit which the petitioner also submitted along with Annexure Annexure P-6, yet the payment has not been made.

Having considered the facts and circumstances of the case and material on record, and the fact that the

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आदेश पत्रक

WP 263/06

मामला क्रमांक ..... सन् 200

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित -2-	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

respondent no. 3 has forwarded the relevant papers of the petitioner's G.P.F. account to the office of Accountant General and the petitioner retired on 31-8-2003 and three years have left, but amount of G.P.F. has not been paid to the petitioner, it is directed that the payment G.P.F. dues be made to the petitioner as early possible preferably 15 days from the date of production/receipt of a copy of this order and report be submitted to the Addl. Registrar (J) of this Court. The Petitioner and the department in which the petitioner was working to also cooperate.

The petition is allowed.

Certified copy as per rules.

Copy to State counsel, who is obliged to inform the concerned authorities.

P/-

Sd/-
Fakhruddin
Judge

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24.1.06